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Attorneys for Defendant,
Chiang Yo-mei a/k/a Yo-mei Chiang

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT
SAN JOSE DIVISION

THE BOARD OF TRUSTEES OF THE
LELAND STANFORD JUNIOR
UNIVERSITY,

Plaintiff,

vs.

Chiang Fang Chi-Yi, an Individual; Chiang
Yo-mei, an Individual; Chiang Hsiao-
chang, an Individual; Chiang Tsai-mei, an
Individual; Chiang Yu-sung, an Individual;
Chiang Yo-lan, an Individual; Chiang Yo-
bo, an Individual; Chiang Yo-chang, an
Individual; Chiang Yo-ching, an
Individual; Chungyan Chan, an Individual;
and Academia Historica, an entity of the
Republic of China,

Defendants.

No. CV 13-04383-EJD-BLF

**STIPULATION TO EXTEND TIME
TO RESPOND TO FIRST
AMENDED COMPLAINT
(L.R. 6-1)**

Complaint Filed: September 20, 2013
Per Fed. R. Civ. Proc. 4(d)(3)
Prior Response Date: April 28, 2014
Proposed Response Date: June 18, 2014

Case Management Conf.: July 3, 2014

Trial Date: None

1 WHEREAS Plaintiff THE BOARD OF TRUSTEES OF THE LELAND
2 STANFORD JUNIOR UNIVERSITY (“Plaintiff”) filed and served its First
3 Amended Complaint in Interpleader pursuant to Rule 4(d)(3) of the Federal Rules
4 of Civil Procedure upon Defendant Chiang Yomei a/k/a Yomei Chiang
5 (“Defendant”) on March 7, 2014;

6 WHEREAS Defendant’s response to the First Amended Complaint (“FAC”)
7 was originally due on April 14, 2014;

8 WHEREAS Defendant requested, and this Court granted a two-week
9 extension of time for Defendant to respond to the FAC to April 28, 2014 [Dkt. No.
10 36];

11 WHEREAS on April 14, 2014 several defendants represented by the
12 Venable, LLP law firm (“the Venable defendants”) filed an Answer to Complaint
13 [Dkt. No. 34] which contained the following: “First Affirmative Defense (Wrong
14 Parties) Plaintiff has asserted its claims against the wrong party, as Defendants
15 have assigned any and all rights in and to the Deposit to Defendant Academia
16 Historica;”

17 WHEREAS Defendant Academia Historica has been served with the
18 Summons and FAC in this action, and its response to the FAC is presently due on
19 June 9, 2014;

20 WHEREAS the two remaining defendants, Chiang Hsiao-Chang and
21 Chungyan Chan, have not yet formally answered or appeared in the action;
22 however, defendant Chungyan Chan has recently made contact with Plaintiff and
23 Defendant’s counsel;

24 WHEREAS on April 24, 2014, Plaintiff filed an unopposed *Ex Parte*
25 Application Regarding Extension of Time to File Joint Management Statement,
26 based in part upon the fact that Defendant Academia Historica’s response to the
27 FAC is not due until June 9, 2014 [Dkt. No. 37];

28 WHEREAS on April 25, 2014 this Court issued a Clerks Notice Setting Case

1 Management Conference, which set a Case Management Conference for May 15,
2 2014 [Dkt. No. 38];

3 WHEREAS on April 30, 2014 this Court issued an Order Granting Motion to
4 Extend Time to File Joint Case Management Statement and Continuing Case
5 Management Conference, which continued the Case Management Conference from
6 May 15, 2014 to July 3, 2014 [Dkt. No. 39], and on that same date issued a Clerks
7 Notice Extending Time to File Joint Case Management Statement and Continuing
8 Case Management Conference, which ordered the parties to file a Joint Case
9 Management Statement by June 23, 2014 [Dkt. No. 40];

10 WHEREAS Defendant has not yet formally responded to the FAC, but has
11 reached an informal agreement with Plaintiff that her default will not be entered,
12 and the Plaintiff and Defendant have agreed to file this Stipulation by which she
13 would be permitted until June 18, 2014 to respond to the FAC;

14 WHEREAS Defendant and Plaintiff agree that it is impractical for Defendant
15 to respond to the FAC until such time as Academia Historica has responded to the
16 FAC, particularly as it has not yet appeared in this action, and Defendant will
17 require time to evaluate her response to Academia Historica's position if and when
18 it is asserted; and

19 WHEREAS nothing contained in this stipulation is intended to be, nor is it,
20 an admission by Defendant as to the validity of jurisdiction or venue, nor shall it
21 constitute a waiver of the right to object to personal jurisdiction or to venue.

22 IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

23 1. Defendant shall have to and including June 18, 2014, in which to
24 respond to the First Amended Complaint;

25 2. Nothing contained in this stipulation is intended to be, nor is it, an
26 admission by Defendant as to the validity of jurisdiction or venue, nor shall it
27 constitute a waiver of the right to object to personal jurisdiction or to venue.

28 3. This Stipulation is without prejudice to any party's rights, remedies,

1 defenses, or positions in the case.

2
3 Dated: May 2, 2014

MANATT, PHELPS & PHILLIPS LLP

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5 By /s/
6 Shari Mulrooney Wollman
7 *Attorneys for Defendant*
8 *Chiang Yo-mei (a/k/a Yo-Mei Chiang)*

9 Dated: May 2, 2014

PILLSBURY WINTHROP SHAW
PITTMAN LLP

10
11 By /s/
12 James Chang
13 *Attorneys for The Board of Trustees*
14 *of the Leland Stanford Junior*
15 *University*

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